

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----	X	
	:	
UNITED STATES OF AMERICA	:	
	:	22cr02 (DLC)
-v-	:	
	:	<u>ORDER</u>
ALBERTO NIEVES,	:	
	:	
Defendant.	:	
	:	
-----	X	

DENISE COTE, District Judge:

On January 5, 2022, defense counsel informed the Court that the defendant prefers that the initial conference in this matter occur via videoconference as opposed to in person. Accordingly, it is hereby

ORDERED that an initial conference is scheduled for **January 7, 2022 at 3:30 PM** and shall take place via the Microsoft Teams videoconference platform, if that platform is reasonably available. To access the conference, please follow this link:
https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZjZlMDA3ZTMtNWRlMC00ZjlmLWE2YjAtODMxMTVjYmViYjUz%40thread.v2/0?context=%7b%22Tid%22%3a%221d66f037-8266-4d1c-919c-67c6543d3542%22%2c%22Oid%22%3a%22f281b8d8-5887-44a5-9566-8c44f6aaf05d%22%7d

To use this link, you may need to download software to use the platform's videoconferencing features.¹ The link in this order is currently live. **Participants are directed to test their videoconference setup in advance of the conference -- including their ability to access the link. Defense counsel shall assist the defendant in testing the videoconference capability so that the defendant can participate by videoconference.** Participants, including defense counsel, shall report any difficulties accessing the link to chambers **no later than 24 hours** in advance of the conference so that chambers may assist the parties.

Users who are unable to download the Microsoft Teams application may access the meeting through an internet browser, although downloading the Teams application is highly recommended.² If the participant is using an internet browser, it is recommended to use either **Microsoft Edge** or **Google Chrome** as Teams is not fully compatible with other browsers. Participants should also ensure that their webcam, microphone, and headset or speakers are all properly configured to work with Microsoft Teams. For general guidelines for participation in

¹ See Microsoft, Download Microsoft Teams (last visited Dec. 7, 2020), <https://www.microsoft.com/en-us/microsoft-365/microsoft-teams/download-app>.

² Please note that participants who access the Teams meeting using an internet browser may only be able to view one participant at a time.

remote conferences, visit <https://nysd.uscourts.gov/covid-19-coronavirus>.

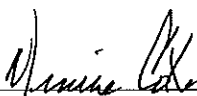
IT IS FURTHER ORDERED that members of the press, public, or counsel who are unable to successfully access Microsoft Teams may access the conference's audio using the following credentials:

Call-in number: 917-933-2166
Conference ID: 900 492 037#

IT IS FURTHER ORDERED that at that conference, a trial date will be chosen. After the Government recites the procedural history of this case, outlines the nature of the evidence it intends to offer at any trial, and proposes a schedule for the production of discovery materials to the defendants, the Court will consult the parties regarding the scheduling of the trial. After a trial date is selected, a schedule for motions will be set and the propriety of any exclusion of time under the Speedy Trial Act will be addressed.

IT IS FURTHER ORDERED that counsel for the Government and the defendants will consult in advance of the conference to reach agreement, if possible, on a proposed date for the trial.

Dated: New York, New York
January 6, 2022



DENISE COTE
United States District Judge